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JOHN S. PRATT, ESQ.
KILPATRICK STOCKTON, LLP
1100 PEACHTREE STREET
ATLANTA, GA 30309

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OFFICE OF PETITIONS

In re Application :
Daniel, et al. :
Application No. 09/783,354 : PATENT TERM ADJUSTMENT
Filed: February 14, 2001 :
Dkt. No.: IRC293-14060/205649 :

This letter is in response to the "APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 35 U.S.C. 154(b)," filed October 15, 2004. This matter is being treated under 37 CFR 1.705(b).

Applicants argue that the Office will have failed to issue the patent within three years from the date the application was filed in accordance with 35 U.S.C. 154(b) and request an adjustment of 423 days.

Applicants are advised that decision on the instant request for reconsideration of patent term adjustment ("PTA") under 37 CFR 1.705(d) is hereby held in abeyance subject to an issuance date being set by the Office of Patent Publications at which time the PTA will be routinely recalculated.

Applicants are further advised to submit a letter to the Office within two months of the issuance of the patent if, at the time of issuance of the patent, the appropriate adjustment under 37 CFR 1.702(b) has not been accorded.

In view thereof, at the time of Notice of Allowance the application is entitled to a patent term adjustment of 0 days.

The Office acknowledges receipt of the required fee of \$200.00 for an application for patent term adjustment.

This application is being forwarded to the Office of Patent Publication for processing into a patent.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

Karin Ferriter
Karin Ferriter
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy